



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 2822
Examiner: Kiesha L. Rose
Confirmation No.: 9919

In Re PATENT APPLICATION OF:

Applicant: Yoshinori SHIZUNO

Serial No.: 10/697,247

Filed: October 31, 2003

For: SEMICONDUCTOR DEVICE WITH
IMPROVED DESIGN FREEDOM OF
EXTERNAL TERMINAL

Attny Ref.: OHG 142

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) RESUBMISSION OF
)
) TERMINAL DISCLAIMER
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May 11, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please find attached a resubmitted terminal disclaimer, signed by an attorney of record.

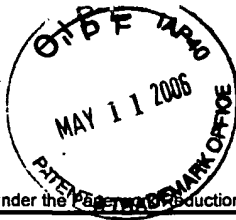
Respectfully submitted,

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May 11, 2006
Date

RHB:ss

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TERMINAL DISCLAIMER TO OBIATE A DOUBLE PATENTING REJECTION OVER A "PRIOR" PATENT

Docket Number (Optional)
OHG 142

In re Application of:

Application No.: 10/697,247

Filed: October 31, 2003

For: SEMICONDUCTOR DEVICE WITH IMPROVED DESIGN FREEDOM OF EXTERNAL TERMINAL

The owner*, OKI ELECTRIC INDUSTRY CO., LTD., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term **prior patent No. 10/722,446** as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said **prior patent** is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the **prior patent** are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the **prior patent**, "as the term of said **prior patent** is presently shortened by any terminal disclaimer," in the event that said **prior patent** later:

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- is found invalid by a court of competent jurisdiction;
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- has all claims canceled by a reexamination certificate;
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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 38,075

Signature

May 11, 2006
Date

Robert H. Berdo, Jr.
Typed or printed name

202-371-8976
Telephone Number

- ☐ Terminal disclaimer fee under 37 CFR 1.20(d) included.

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